City of Conway
Env

R-22036

ORDINANCE O- 01- 106

WHEREAS, a petition was duly filed with the City Council of the City of Conway, Arkansas on the ___26th___ day of _Oct._ ,2001 asking the City Council to vacate and abandon all of the easement designated on the plat of the Richland Hills Subdivision to the City of Conway now appearing of record in plat book I page 93 in the office of the recorder of Faulkner County.

WHEREAS, after due notice as required by law, the council has, at the time and place mentioned in the notice, heard all persons desiring to be heard on the question and has ascertained that the easement or the portion thereof, hereinbefore described, has heretofore been dedicated to the public use as a easement herein described; has not been actually used by the public generally for a period of at least five *(5)* years subsequent to the filing of the plat; that all the owners of the property abutting upon the portion of the easement to be vacated have filed with the council their written consent to the abandonment; and that public interest and welfare will not be adversely affected by the abandonment of the easement.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CONWAY ARKANSAS:

Section 1. The City of Conway, Arkansas releases, vacates, and abandons all its rights, together with the rights of the public generally, in and to the easement designated as follows:

The east 10 feet of Lot 21 and the west 10 feet of Lots 54 and 55 of Richland Hills Subdivision

Section 2. A copy of the ordinance duly certified by the city clerk shall be filed in the office of the recorder of the county and recorded in the deed records of the county.

Section 3. This ordinance shall take effect and be in force from and after its passage.

Passed this 13th day of November 2001.

_____
Mayor

Attest:

_____
City Clerk/Treasurer